CERTIFICATE OF MAILING OR FACSIMILE TRANSMISSION UNDER 37 CFR 1.8(a) I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Commissioner for Patents address below. X being transmitted via the USPTO Electronic Filing System. /Mark D. Saralino/ March 29, 2006 Mark D. Saralino Date

ATTORNEY'S DOCKET No. YAMAP1009US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE (DO/EO/US)

In re national phase of:

Applicant(s): Yasumori HINO et al. International Application No.: PCT/JP2004/014711 International Filing Date: 29 September 2004 Priority Date Claimed:

Title of Invention: **EVALUATING APPARATUS AND EVALUATING**

METHOD

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING ENTRY INTO U.S. NATIONAL PHASE UNDER 35 U.S.C. 371

30 September 2003

Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information under 35 U.S.C. 371:

- 1. This express request to immediately begin national examination procedures (35) U.S.C. 371(f)).
- 2. The U.S. National Fee (35 U.S.C. 371(c)(1)) and other fees (37 CFR 1.492) as indicated below.

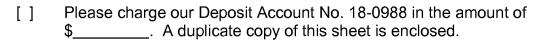
ა.	A copy of the international application (35 U.S.C. 37 I(c)(2)):							
	a.	[X]	is transmitted herewith (International Publication No. <u>WO 2005/031743 A1</u>).					
	b.	[]	is not required, as the application was filed with the United States Receiving Office.					
	C.	[]	has been transmitted by the International Bureau. A copy of Form PCT/IB/308 is enclosed.					
4.	[X]		anslation of the International application into the English language (3 C. 371(c)(2)) is transmitted herewith (See "Original PCT" Applicatio					
5.	Amendments to the claims of the International application under PCT Article 19 (35 U.S.C. 371(c)(3)):							
	a.	[]	are transmitted herewith.					
	b.	[]	have been transmitted by the International Bureau.					
6.	[]		eslation of the amendments to the claims under PCT Article 19 (38 5. 371(c)(3)) is transmitted herewith.					
7.	A copy of the international examination report (PCT/IPEA/409)							
	a.	[]	is transmitted herewith.					
	b.	[]	is not required as the United States Patent and Trademark Office was the IPEA.					
8.	Annex(es) to the international preliminary examination report							
	a.	[]	is/are transmitted herewith(same as Amendment Under PCT Article 34).					
	b.	[]	is not required as the United States Patent and Trademark Office was the IPEA.					
9.	[]		A translation of the annexes to the international preliminary examination report is transmitted herewith(same as Amendment Under PCT Article 34).					
10.	[]		th or declaration of the inventor (35 U.S.C. 371(c)(4)) complying with S.C. 115 is submitted herewith.					

11.	An international Search Report (PC1/ISA/210)						
	a.	[X]	is transmitted herewith.				
	b.	[]	has been transmitted by the International Bureau.				
	C.	[]	is not required, as the application was searched by the United States International Searching Authority.				
12.	[X]		In Information Disclosure Statement under 37 CFR 1.97 and 1.98 is ransmitted herewith, along with Form PTO-1449 and copies of citations sted.				
13.	[]		n assignment document is transmitted herewith for recording, along with separate cover sheet.				
14.	[X]	A Preliminary Amendment is enclosed.					
15.	[]	A ver	A verified statement claiming small entity status is enclosed.				
16.	[]	Other	. . :				

Basic National Fees	Fee				
Basic National	\$300.00				
National Stage prepared by ar Office or previo	\$400.00				
National Stage	\$200.00				
	\$900.00				
Claims*	Number filed		Number extra	Rate	
Total claims	7	-20	0	\$50.00	\$0.00
Independent claims	4	-3	1	\$200.00	\$200.00
Multiple dependent cl					
Additional Sheets:					
Sets of 50 over 100 0 x \$250.00 sheets		\$250.00	\$0.00		
	\$1,100.00				
Small entity statemen	\$0.00				
	\$1,100.00				
Non-English language	\$0.00				
	\$1,100.00				

^{*}After any attached preliminary amendment reducing the number of claims and/or deleting multiple dependencies.

[X]	Credit Card Payment	Form to cover	the above fees	is enclosed.



WARNING: TO AVOID ABANDONMENT OF THE APPLICATION THE BASIC NATIONAL FEE MUST BE PAID WITHIN THE 20/30 MONTH TIME LIMIT.

- 16. The Commissioner is hereby authorized to charge the following additional fees that may be required by this paper and during the entire pendency of this application to our Deposit Account No. 18-0988:
 - a. [X] 37 CFR 1.492(a)(1), (2), (3), (4) and (5) (filing fees)

WARNING: BECAUSE FAILURE TO PAY THE NATIONAL FEE WITHIN 30 MONTHS WITHOUT EXTENSION (37 CFR S 1.495(B)(2)) RESULTS IN ABANDONMENT OF THE APPLICATION, IT WOULD BE BEST TO ALWAYS CHECK THE ABOVE BOX.

b. [] 37 CFR 1.492(b), (c) and (d) (presentation of extra claims)

NOTE: Because additional fees for excess or multiple dependent claims not paid on filing or on later presentation must only be paid or these claims cancelled by amendment prior to the expiration of the time period set for response by the PTO in any notice of fee deficiency (37 CFR 1.492(d)), it might be best not to authorize the PTO to charge additional claim fees, except possibly when dealing with amendments after final action.

Respectfully submitted,

/Mark D. Saralino/ Mark D. Saralino Reg. No. 34,243

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